



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

KALLOO et al Atty. Ref.: 2784-25; Confirmation No. 4418

Appl. No. 09/815,336 Group: 3739

Filed: March 23, 2001 Examiner: Shay, David

For: METHODS AND DEVICES FOR DIAGNOSTIC AND THERAPEUTIC INTERVENTIONS
IN THE PERITONEAL CAVITY

* * * * *

June 15, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

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TECHNOLOGY CENTER R3700

REQUEST FOR RECONSIDERATION UNDER RULE 116

Responsive to the Official Action dated April 28, 2004 , kindly enter the following remarks.

REMARKS

Reconsideration and allowance in view of the following remarks are respectfully requested.

Claims 1-19, 21-22 and 36 remain pending. Applicant notes with appreciation the Examiner's indication that claim 36 contains allowable subject matter.

Claims 1, 2, 4, 7, 12-15, 21 and 22 were rejected under 35 USC 102(b) as being clearly anticipated by Mizuno et al. Applicant respectfully traverses this rejection.

AF/3739

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RESPONSE UNDER RULE 116
EXPEDITED HANDLING PROCEDURES

In re Patent Application of

KALLOO et al

Serial No. 09/815,336

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Title: METHODS AND DEVICES FOR DIAGNOSTIC AND THERAPEUTIC
INTERVENTIONS IN THE PERITONEAL CAVITY

Atty Dkt. 2784-25

C# M#

TC/A.U. 3739

Examiner: Shay, David

Date: June 15, 2004

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P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

 Correspondence Address Indication Form Attached.

Fees are attached as calculated below:

Total effective claims after amendment previously paid for	22 35	minus highest number (at least 20) =	0	x	\$ 18.00	\$ 0.00
Independent claims after amendment previously paid for	1 3	minus highest number (at least 3) =	0	x	\$ 86.00	\$ 0.00
If proper multiple dependent claims now added for first time, add \$290.00 (ignore improper)						\$ 0.00
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$420.00/2 months; \$950.00/3 months)						\$ 0.00
Terminal disclaimer enclosed, add \$ 110.00						\$ 0.00
<input type="checkbox"/> First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$770.00)						\$ 0.00
<input type="checkbox"/> Please enter the previously unentered , filed						
<input type="checkbox"/> Submission attached						
					Subtotal	\$ 0.00
If "small entity," then enter half (1/2) of subtotal and subtract						-\$ 0.00
<input type="checkbox"/> Applicant claims "small entity" status. <input type="checkbox"/> Statement filed herewith						
Rule 56 Information Disclosure Statement Filing Fee (\$180.00)						\$ 0.00
Assignment Recording Fee (\$40.00)						\$ 0.00
Other:						0.00
					TOTAL FEE ENCLOSED	\$ 0.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.
By Atty: Michelle N. Lester, Reg. No. 32,331

Signature: 